

Application No.: 10/008235

Case No.: 55393US011

Remarks

Claims 1 to 63 are pending. Claims 1 to 7 and 28 to 63 have been withdrawn from consideration. Claim 8 is amended. Support for this amendment can be found, for example, at page 4, lines 14-15 of the application as originally filed. Claim 26 is amended to correct a typographical error. Claim 64 has been added. Support for this new claim can be found, for example, at page 5, lines 30-31 of the application as originally filed.

§ 102 Rejections

Claims 8-13, 15-22 and 25 stand rejected under 35 USC § 102(b) as being anticipated by WO 98/27171 ("WO '171"). The Examiner states that WO '171 discloses compositions comprising an aliphatic acrylic oligo/resin and combinations of reactive acrylate monomers.

Claim 8 recites a radiation curable, ink jettable fluid composition, comprising an oligo/resin component and a radiation curable reactive diluent. The reactive diluent comprises a high Tg component, an adhesion promoting component, and at least one multifunctional monomer having a plurality of radiation curable moieties. The adhesion promoting component comprises 0.1 to 50 weight percent of at least one of a heterocyclic radiation curable monomer, and/or a monomer comprising a pendant alkoxylated moiety. Additionally, Claim 8 has been amended to state that the fluid composition is ink jettable.

WO '171 fails to teach inks that are ink jettable. WO '171 teaches inks that are used in processes that screen print the ink onto a substrate and then subject the ink to radiation to cure. (See page 11, lines 1-5 of WO '171.) As detailed in the application as filed, the present ink is delivered using ink jet methods, which requires specific viscosity and surface tension within the fluid. See, e.g. page 5, line 20 - page 6, line 1 of the present application.

The rejection of claims 8-13, 15-22 and 25 under 35 USC § 102(b) as being anticipated by "WO '171" has been overcome and should be withdrawn.

§ 103 Rejections

Claims 14 and 26-27 stand rejected under 35 USC § 103(a) as being unpatentable over WO 98/27171 ("WO '171"). Claims 14 and 26-27 depend from claim 8, which has been

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amended. As detailed above, WO '171 fails to teach all the elements of claim 8. Therefore, the elements of Claims 14 and 26-27 are not disclosed or suggested in WO '171.

Double Patenting

Claims 8-27 stand rejected under the judicially created doctrine of double patenting. Applicant respectfully defers response to this rejection given the amendments to the claims.

In view of the above, it is submitted that the application is in condition for allowance. Reconsideration of the application is requested.

Allowance of claims 8-27, as amended, at an early date is solicited.

Respectfully submitted,

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Date

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